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TRANSMITTAL FORM

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Total Number of Pages in This Submission

3+

Application Number

09/704,888

Filing Date

Nov 1, 2000

First Named Inventor

Richard C. Jaworski

Group Art Unit

2664

Examiner Name

Andrew Chung Cheung Lee

Attorney Docket Number

21-005

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation
- ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s)
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):

PTO 1449
1 Cited Reference
Acknowledgement postcard

Remarks:

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Mikio Ishimaru
Signature	<i>Mikio Ishimaru</i>
Date	March 7, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

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Type or printed name	Vickie Ishimaru		
Signature	<i>Vickie Ishimaru</i>	Date	March 7, 2005

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Docket No.: 21-035

Express Mail Label No.: EV483417019US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Richard C. Jaworski, et al.

: Confirmation No.: 4649

Serial No.: 09/704,888

: Group Art Unit: 2664

Filed: Nov 1, 2000

: Examiner: Andrew Chung
Cheung Lee

For: System and Method for Testing the
Upstream Channel of a Cable Network

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97, and 1.98 Applicants submit herewith patents, publications, or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose. The attention of the Patent and Trademark Office is hereby directed to the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or
(within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits: whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:
- ☐ Statement under 37 CFR 1.97(e), or
- ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(after the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with a:
- ☐ Statement under 37 CFR 1.97(e), and
- ☐ a \$180.00 fee under 37 CFR 1.17(i).
(filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge the sum of \$0.00 to Deposit Account 50-0374. The Commissioner is hereby authorized to charge payment of any fees required or credit any overpayment, to Deposit Account No. 50-0374 at any time during the pendency of this application.

- ☒ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form-1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO-1449 and is enclosed herewith.

Respectfully submitted,



Mikio Ishimaru
Registration No. 27,449
Date: March 7, 2005
Telephone No.: (408) 738-0592

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet	1	of	1
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Complete if Known

Application Number	09/704,888
Filing Date	Nov 1, 2000
First Named Inventor	Richard Jaworski
Art Unit	2664
Examiner Name	Andrew Chung Cheung Lee
Attorney Docket Number	21-005

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1A	US-			
	1B	US-			
	1C	US-			
	1D	US-			
	1E	US-			
	1F	US-			
	1G	US-			
	1H	US-			
	1I	US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	2A	W/O 96/24995	Aug. 15, 1996	ADC Telecommunications Inc.		
	2B					
	2C					
	2D					
	2E					

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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